

AN ORDINANCE

96897

RATIFYING THE EXECUTION OF A GRANT AGREEMENT IN THE AMOUNT OF \$30,000.00 WITH KABOOM!, INC. FOR THE INSTALLATION OF PARK AMENITIES IN CONNECTION WITH THE SPRING TIME PARK (OXBOW/BABCOCK NORTH PARK) PROJECT IN COUNCIL DISTRICT 8; AUTHORIZING A GRANT MATCH OF \$10,000.00; AND ESTABLISHING AN EXPENDITURE CODE FOR PARK CONSTRUCTION CREW EXPENSES IN THE AMOUNT OF \$52,798.69 OF FY 99-00 ONE TIME IMPROVEMENT FUNDS FROM COUNCIL DISTRICT 8 PREVIOUSLY APPROPRIATED FOR THIS PROJECT.

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WHEREAS, the City Council approved FY99/00 one-time improvement funds in the General Fund budget for park land acquisition and development in City Council District 8; and

WHEREAS, a land acquisition was approved in November 2001 and the City acquired a 2.756 acre tract which is near the corner of Spring Shadow Drive and Spring Time Drive near Prue Road; and

WHEREAS, City staff has developed a plan for improvements to recreation facilities at the property, which includes skate park amenities; and

WHEREAS, KaBOOM!, Inc. has approached the City of San Antonio and has offered to provide materials to build skate park amenities at a City facility, in conjunction with a volunteer effort to be provided by Ben & Jerry's Inc. on January 10, 2003; and

WHEREAS, KaBOOM!'s deadline for acceptance of this offer was too soon for prior City Council approval and so City staff executed the agreement in anticipation of City Council ratifying such action; and

WHEREAS, the park will be developed by the Parks and Recreation park construction crew both prior to and after the KaBOOM!, Inc. event; and

WHEREAS, it is now necessary to ratify the grant agreement with KaBoom!, Inc. and to revise the project budget and establish additional expenditure codes; **NOW THEREFORE:**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

Section 1. The City of San Antonio hereby ratifies the grant agreement signed and executed by the Director of Parks and Recreation. A copy of said agreement is attached hereto as Attachment I.

Section 2. The budget in fund 40-028002, Oxbow Park Project, shall be revised by reducing appropriations in index code 466730, entitled Architect/Engineering Fees, by the amount of \$3,000.00 and canceling the encumbrance in said index code in PS948730.

Section 3. The budget in fund 40-028002, Oxbow Park Project, shall be revised by reducing appropriations in index code 466789, entitled Park Materials, by the amount of \$59,798.69 and canceling \$59,798.69 of the encumbrance in said index code in PO94873Q.

Section 4. The amount of \$10,000.00 is appropriated in fund 40-028002, Oxbow Park Project, in index code 759902, entitled Payment to KaBoom! – Park Equipment, and is authorized to be encumbered and made payable for park equipment in connection with the Oxbow Park Project.

Section 5. The amount of \$52,798.69 is appropriated in fund 40-028002, Oxbow Park Project, in index code 759914, entitled Park Construction Crew, and is authorized to be encumbered and made payable for material, labor, and outside contractor costs of City forces in connection with the Oxbow Park Project.

Section 6. Budgeted revenues are established in fund 40-028002, Oxbow Park Project, in index code 099846, entitled KaBoom! In-Kind Contrib-Park Equipment, in the amount of \$30,000.00. The amount of \$30,000 is appropriated in fund 40-028002, Oxbow Park Project, in index code 804401 entitled In-Kind: Park Equipment.

Section 7. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The director may, subject to concurrence by the City Manager or the City Manager's designee, correct allocation to specific index codes and fund numbers as necessary to carry out the purpose of this Ordinance.

Section 8. City staff is hereby authorized to establish expenditure index codes as needed within the project budget and to transfer funds between expenditure index codes to facilitate the proper accounting of project expenses.

Section 9. This ordinance will become effective on the tenth (10th) day after passage hereof.

PASSED AND APPROVED this 12th day of December 2002.

M A Y O R

EDWARD D. GARZA

ATTEST:

Jolanda L. Lebeaux
City Clerk

APPROVED AS TO FORM:

Hollis Young
City Attorney